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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

THE HOTEL EMPLOYEES AND RESTAURANT
EMPLOYEES INTERNATIONAL UNION
WELFARE FUND, by and through Bill Ward and
Thomas Zumtobel, its Fiduciaries; THE SOUTHERN
NEVADA CULINARY AND BARTENDERS
PENSION TRUST, by and through Rocco Calabrese,
its Fiduciary,

Plaintiffs,

vs.

MICHAEL VILLAMOR,

Defendant.

Case No. CV-S-04-01668-LDG-LRL

**PLAINTIFFS' NOTICE OF
COMPLETION OF JUDGMENT
DEBTOR EXAMINATION,
PETITION TO VACATE
HEARING SCHEDULED FOR
DEC. 8, 2010
and
ORDER VACATING HEARING**

A Judgment Debtor Examination was set by this Court for October 13, 2010 at 1:30 p.m. Judgment Debtor Michael Villamor was ordered to appear at the examination but failed to appear. On October 28, 2010 the Court entered an Order (Doc. #234) directing Mr. Villamor to appear in Court on December 8, 2010 at 1:30 p.m. to show cause why he should not be held in contempt and/or be sanctioned for his failure to appear.

The undersigned Counsel for the Plaintiffs now represents to the Court that Mr. Villamor has since provided Plaintiffs with what they regard as a satisfactory explanation for his failure to appear, that he voluntarily appeared at the offices of Counsel, and that he answered Plaintiffs' inquiries under oath, as originally directed by the Court. Villamor also paid a sum of money to the Plaintiffs which Plaintiffs accept as reimbursement of the fees incurred by the Plaintiffs relating to the October 13, 2010 hearing.

In light of the foregoing information, which Plaintiffs believe obviates the need for any further hearing regarding contempt and/or sanctions, Plaintiffs respectfully request that the Court vacate its Order (Doc. #234) setting a hearing date in this matter for December 8, 2010.

4 Dated this 2nd day of December, 2010. CHRISTENSEN JAMES & MARTIN

By: /s/ Daryl E. Martin
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Attorneys for Plaintiffs

11 IT IS SO ORDERED. The hearing previously scheduled to occur in this matter on Dec. 8,
12 2010 at 1:30 pm. is hereby vacated.

13 This 3rd day of December, 2010.

UNITED STATES MAGISTRATE JUDGE